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IN THE HIGH COURT OF JUDICATURE AT BILASPUR, CHHATTISGARH

WRIT PETITION No. 2101 OF 2004

PETITIONER

Radha Gupta, aged about 40 years, W/o Ravindra Gupta, resident of 7/239, Baijnathpara, Raipur,Dist.Raipur (Chhattisgarh)

Versus

RESPONDENTS

1. State of Chhattisgarh through the Secretary, Department of Transport, D. K. S. Bhawan, Mantralaya,Raipur (Chhattisgarh)

2. The Transport Commissioner, Ravi Nagar, Raja Talab, Raipur, District Raipur (Chhattisgarh)

3. Regional Transport Officer, Raipur,Dist.Raipur (Chhattisgarh)

4. Assistant Regional Transport Officer, Raipur, District Raipur (Chhattisgarh)

P.R. No. 9036/04
Presented by Shri S.R. Jaiswal
dated 13.9.04

RECEIVED COPY
13.9.04
Clerk to A.G. Bilaspur

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

31

आदेश पत्रक

मामला क्रमांक W P NO 2101/2004 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

25/08/2004

Shri Vivek Ranjan Tiwari, counsel for the petitioner.

Shri Sanjay S. Agarwal, Panel Laywer for the respondent/State.

The main grievance of the petitioner in this writ petition is that respondent No.3 issued show cause notice dated 28/06/2004 (Annexure P.1) and asked the petitioner to give explanation within a period of one week. The petitioner submitted his explanation within the stipulated time, but till then respondent no.3 is not giving any finding in the explanation and at the same time, before consideration of the explanation vide impugned order dated 28/06/2004, the registration of the vehicle of the petitioner was also cancelled.

I have learned counsel for the parties.

Learned counsel for the petitioner submits that at the time of issuing the show cause notice to the petitioner, without giving an opportunity to the petitioner and without considering the reply to show cause notice submitted by the petitioner, the registration of the petitioner's vehicle was cancelled in advance.

Having heard the learned counsel for the parties and having regard to the facts and circumstances of the case, respondent No.3 is directed to pass an appropriate order in accordance with law after considering the explanation submitted by the petitioner, within a period of thirty days.

ीछे देखिये

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

32

आदेश पत्रक

मामला क्रमांक WP 2101 सन् 2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	With the aforesaid observations and directions, this writ petition is disposed of. Consequently, I.A.No.4903/2004 also stands disposed of. Certified copy as per rules. Sd/- L.C.BHADOO Judge	